

3. The hearing before an administrative law judge on Petitioner's Consolidated Complaint in Case Nos. 09-CA-151564 and 09-CA-154799 is currently scheduled for April 12, 2016.

4. On February 22, 2016, Petitioner filed the Petition for Preliminary Injunction Under Section 10(j) of the National Labor Relations Act, as Amended, in this action, requesting that the Court enter temporary injunctive relief pending the outcome of the proceedings in NLRB Case Nos. 09-CA-151564 and 09-CA-154799.

5. On February 23, 2016, this Court entered an Order to Show Cause, requiring, *inter alia*, that representatives of the parties appear before this Court on March 24, 2016 at 9:00 a.m. for mediation, and that Respondent appear before the Court on March 25, 2016 for a show cause hearing on the Petition.

6. Petitioner, Respondent, and the Union have been actively engaged in settlement discussions and have reached a tentative settlement of the underlying labor dispute and all related proceedings, including Petitioner's request for injunctive relief in this action, subject to finalizing the terms of a written settlement agreement and the Union holding a ratification vote among the members of the bargaining unit of employees at Respondent's Oak Hill, Ohio facility.

7. In order to provide the parties with sufficient time to finalize the terms of a written settlement agreement and for the Union to schedule and conduct a ratification vote among the bargaining unit employees, which should render the mediation and show cause hearing unnecessary, Respondent respectfully requests a brief continuance of the March 24, 2016 mediation and the March 25, 2016 show cause hearing to dates during the week of March 28, 2016, if available, that are convenient to the Court.

8. Respondent has consulted with Counsel for Petitioner, Zuzana Murarova, and Counsel for the Union, Nancy Parker, concerning this Motion. Petitioner and the Union both concur in and agree to this Motion for Continuance seeking that the mediation and show cause hearing be re-scheduled for dates convenient to the Court between March 28, 2016 and April 1, 2016.

WHEREFORE, Respondent respectfully requests that the Court enter an Order briefly continuing the mediation and the show cause hearing scheduled in this case to dates convenient to the Court between March 28, 2016 and April 1, 2016 so that the parties can conclude the tentative settlement that they have reached.

Respectfully submitted,

/s/ Robert B. Cottington

Robert B. Cottington

(*pro hac vice admission granted*)

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Counsel for A.P. Green Industries, Inc.

Dated: March 22, 2016

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing Respondent's Motion for Continuance has been served upon counsel of record by the Court's ECF system, this 22nd day of March, 2016.

/s/ Robert B. Cottington

Robert B. Cottington

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